

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

APR 18 2016

JULIA C. DUDLEY, CLERK
BY:  CLERK
DEPUTY CLERK

ADAM PELLETIER,
Plaintiff,

) Civil Action No. 7:15-cv-00427
)
)

v.

) ORDER
)
)

HAROLD CLARKE,
Defendant.

) By: Hon. Michael F. Urbanski
) United States District Judge
)

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that Respondent's motion to dismiss is **GRANTED**; the petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 is **DISMISSED** without prejudice; a certificate of appealability is **DENIED**; and the action is **STRICKEN** from the active docket.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 18th day of April, 2016.

/s/ Michael F. Urbanski

United States District Judge 